

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

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|---------------------------------|---|------------------------------------|
| MIDDLEBY MARSHALL INC. and G.S. |) | |
| BLODGETT COMPANY, |) | |
| |) | Civil Action No. 08 C 369 |
| Plaintiffs, |) | |
| v. |) | The Honorable Ruben Castillo |
| |) | U.S. District Court Judge |
| PIZZA EQUIPMENT SUPPLY, INC, |) | |
| |) | The Honorable Geraldine Soat Brown |
| Defendant. |) | U.S. Magistrate Judge |

STIPULATION TO DISMISS WITH PREJUDICE

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure and a Settlement Agreement between the parties effective July 11, 2008, Plaintiffs Middleby Marshall Inc. and G.S. Blodgett Corporation and Defendant Pizza Equipment Supply, Inc. hereby stipulate, by their attorneys, that this action be dismissed with prejudice, without costs or attorney's fees to any party.

Dated: July 11, 2008

For Plaintiffs

For Defendant

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